IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
Civil Writ Petition No. 1348 (S/B) of 2002

Vineet Joshi S/o Sri S.D. Joshi
R/o Village Rambagh
Near Kedar Public School
Rampur Road Haldwani
District Nainital …Petitioner

Versus

1. State of Uttaranchal through
   Secretary, Labour
   Uttaranchal Government
   Dehradun, Uttaranchal
2. Secretary Labour Department
   Government of Uttaranchal
   Dehradun, Uttaranchal
3. Labour Commissioner
   Labour Department
   Uttaranchal, Haldwani
   District Nainital …Respondents

Hon'ble P.C. Verma, J.
Hon'ble B.C. Kandpal, J.

By means of this writ petition, the petitioner has prayed for writ of certiorari calling for the records and quashing the order dated 23.09.2002 passed by Secretary, Labour, Uttaranchal Government, Dehradun, which is contained in annexure No. 6 to the petition.

2. The very short controversy involved in the writ petition is that the deputation allowance of the petitioner at the rate of Rs. 1,000/- per month for a period of -11-months have not been paid to him.

3. Learned Standing Counsel submits that the petitioner is entitled for the deputation allowance only in that condition when he was not deputed on a higher post.

4. In these circumstances, we provide that the petitioner may make a fresh representation to Secretary Labour for payment of his deputation allowance. The petitioner shall also annex the Government Order No.Sa-1-374/Das-99-4(46)/99 dated 03.06.1999 alongwith his representation. The fresh representation shall be made by the petitioner within a week from today and thereafter the Secretary, Labour-Respondent No. 1 shall decide his representation within a period of one month in the light of aforesaid Government Order.

5. With the aforesaid observation, the petition is disposed of finally.

(B.C. Kandpal, J.) **(P.C. Verma, J.)**

22.02.2006
R.Dang